

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

SPINE SOLUTIONS, INC., a Delaware corporation; SYNTHERS SPINE COMPANY L.P, a Delaware limited partnership; SYNTHERS, INC., a Delaware corporation,)
)
Plaintiffs,)
)
v.) No. 07-2175-JPM-dkv
)
MEDTRONIC SOFAMOR DANEK, INC., an Indiana corporation; MEDTRONIC SOFAMOR DANEK USA, INC., a Tennessee corporation)
)
Defendants.)
)

JUDGMENT

JUDGMENT BY COURT. This action having come before the Court for a trial by jury. The issues were tried, and the jury duly rendered a verdict on December 5, 2008.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that judgment in the total amount of \$7,426,927.34 is hereby entered as follows:

In favor of Plaintiff Spine Solutions, Inc. and against Defendants Medtronic Sofamor Danek, Inc. and Medtronic Sofamor Danek USA, on its claim that the claims in the '071 patent are non-obvious.

In favor of Plaintiff Spine Solutions, Inc. and against Defendants Medtronic Sofamor Danek, Inc. and Medtronic Sofamor Danek USA, on its claim of lost profits in the amount of \$5,783,246.

In favor of Plaintiff Spine Solutions, Inc. and against Defendants Medtronic Sofamor Danek, Inc. and Medtronic Sofamor Danek USA, on its claim of reasonable royalty damages in the amount of \$1,643,681.34.

In favor of Plaintiff Spine Solutions, Inc. and against Defendants Medtronic Sofamor Danek, Inc. and Medtronic Sofamor Danek USA, on its claim of willful infringement.

APPROVED:

s/ JON PHIPPS McCALLA
UNITED STATES DISTRICT COURT

December 8, 2008
Date